

AMENDMENT TO Agreement to Provide Design Services for Structural Repairs at Church Street
Parking Deck between the City of Durham and Kimley-Horn and Associates, Inc.

This contract amendment ("Amendment") is dated and entered into as of the _____ day of _____, 2013, between Kimley-Horn and Associates, Inc. ("Engineer") and City of Durham ("City").

The City and the Engineer entered into a contract titled "Agreement to Provide Design Services for Structural Repairs at Church Street Parking Deck between the City of Durham and Kimley-Horn and Associates, Inc.," dated March 29, 2012 in the amount of \$73,150.00. That contract is referred to as the "Original Contract" or "Original Agreement."

The Original Contract is amended as follows:

1. Part 1 – Basic Services, Sections A1.02, A1.03, A1.04, A1.05, and A1.06 are amended such that the Engineer provide additional basic services for accessibility issues in the Church Street Parking Deck to include the services and deliverables outlined in Exhibit L, attached hereto, and in accordance with the schedule identified in Exhibit L.

2. The total lump sum compensation specified in Exhibit C, Article 4 of the Original Contract is increased by \$17,400 for additional basic services as outlined in this Amendment. The total contract value is further increased by \$3,500 in not-to-exceed optional additional Site Plan Submittal services. The fee schedule included in Exhibit C, Section C4.01, paragraph A.1. is deleted and replaced with the following:

A Lump Sum amount of \$94,050.00 based on the following assumed distribution of compensation:

		Original	Amendment	TOTAL	%
a.	Study and Report Phase	N/A	N/A	N/A	
b.	Preliminary Design Phase	\$17,800.00	\$6,700.00	\$24,500.00	27%
c.	Final Design Phase	\$17,800.00	\$7,700.00	\$25,500.00	28%
d.	Bidding and Negotiating Phase	\$7,800.00	\$500.00	\$8,300.00	9%
e.	Construction Phase	\$29,000.00	\$2,250.00	\$31,250.00	35%
f.	Post Construction Phase	\$750.00	\$250.00	\$1,000.00	1%
	TOTAL Basic Services	\$73,150.00	\$17,400.00	\$90,550.00	100%
	Site Plan Submittal (additional)	N/A	\$3,500.00		
	TOTAL Agreement	\$73,150.00	\$20,900.00	\$94,050.00	

3. In Subparagraph 8.01-A (Total Agreement) add the following to the end, "This Total Agreement consists of the main body of the contract (17 pages), Exhibit A (9 pages), Exhibit B (3 pages), Exhibit C (3 pages), Appendix 1 to Exhibit C (1 page), Appendix 2 to Exhibit C (1 page), Exhibit D (4 pages), Exhibit E (2 pages), Exhibit F, G, H, I, J (4 pages), Exhibit K (1 page), and Exhibit L (3 pages). Where both this Agreement and an Amendment impose similar tasks or duties on the Engineer, the Engineer shall perform the greater or more extensive of the tasks or duties."

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Preaudit Certificate:

ATTEST:

CITY OF DURHAM

_____ By: _____

Kimley-Horn and Associates, Inc.

By: _____

Title of officer: _____

(Affix corporate seal.)

[The following officers may sign for the corporation: chairperson; president; chief executive officer; vice-president; assistant vice-president; treasurer; or chief financial officer.]

State of _____

ACKNOWLEDGMENT BY CORPORATION

County of _____

I, a notary public in and for the aforesaid county and state, certify that

_____ personally appeared before me this
day and stated that he or she is (~~strike through the inapplicable:~~) chairperson/ president/ chief executive
officer/ vice-president/ assistant vice-president/ treasurer/ chief financial officer of Kimley-Horn and
Associates, Inc, a corporation, and that by authority duly given and as the act of the corporation, he or she
signed the foregoing contract or agreement with the City of Durham and the corporate seal was affixed
thereto. This the _____ day of _____, 20_____.

My commission expires:

Notary Public